

WARRANTY DEED

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DUANE BERRYHILL, a widower, for consideration paid, grants to THE NAVAJO TRIBE OF INDIANS, whose address is P.O. Box 308, Window Rock, Arizona 86515, the following described real estate in McKinley County, New Mexico:

The West One-half (W-1/2) and the Southeast One-quarter (SE-1/4) of Section Seven (7), Township Thirteen (13) North, Range Ten (10) West, N.M.P.M., and

A parcel of land situated within Section Twenty-three (23), Township Thirteen (13) North, Range Ten (10) West, N.M.P.M., in the vicinity of Haystack Community, McKinley County, State of New Mexico, and is being more particularly described as follows:

Commence at the South Quarter Corner of Section 23, a found 1951 Bureau of Land Management Brass Cap, said point also being the POINT OF BEGINNING of the herein described parcel of land;

THENCE N89°41'22"W, 2,731.08 feet to the Southwest Section Corner of Section 23, monumented with a 5/8" rebar;

THENCE N00°26'15"W, 2,614.92 feet to the West Quarter Corner of Section 23, a found 1951 B.L.M. Brass Cap;

THENCE N00°24'20"W, 2,616.04 feet to the Northwest Section Corner of Section 23, a found 1951 B.L.M. Brass Cap;

THENCE N89°27'40"E, 2,629.97 feet to the North Quarter Corner of Section 23, a found 1951 B.L.M. Brass Cap;

THENCE N88°59'47"E, 2,639.34 feet to the Northeast Section Corner of Section 23, a found 1951 B.L.M. Brass Cap;

THENCE S02°28'20"E, 2,668.78 feet to the East Quarter Corner of Section 23, a found 1951 B.L.M. Brass Cap;

THENCE S02°30'33"E, 2,002.97 feet along the East Line of Section 23;

THENCE N89°47'50"W, 2,040.85 feet;

THENCE S01°46'34"E, 662.38 feet to a point on the South Line of Section 23;

THENCE N89°38'13"W, 683.17 feet along the South Line of Section 23 to the Point of Beginning.

LESS AND EXCEPT all oil, gas, coal and minerals whatsoever and contingent reservations contained in the Deed from the Santa Fe Pacific Railroad Co. to W.A. Berryhill, recorded on February 2, 1948, in Book 13 Deeds, Page 298, of the records in the Office of the County Clerk of McKinley County, New Mexico, and as clarified and confirmed by the Decree of the District Court of McKinley County, New Mexico, in Cause Nos. 8129 and 8287.

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SUBJECT TO the reservations and exceptions contained in the Patent from the United States of America to Santa Fe Pacific Railroad Co., recorded in Book 4 Deeds, Page 622, of the records in said Office.

SUBJECT TO that certain Franchise in favor of The Public Service Co. of New Mexico, recorded on November 23, 1959, in Book 37 Miscellaneous, Page 223, of the records in said Office.

SUBJECT TO that certain Right of Way Easement in favor of Mountain States Telephone and Telegraph Co. covering a portion of the Southeast Quarter (SE-1/4) of Section 7, T23N, R10W, N.M.P.M., McKinley County, New Mexico, as described by instrument recorded on January 15, 1980, in Book 76 Miscellaneous, Page 54, of the records in said Office.

SUBJECT TO that certain easement in favor of Anaconda Copper Mining Co., described by instrument recorded on May 27, 1954, in Book 14 Miscellaneous, Page 290, of the records in said Office.

SUBJECT TO all reservations, restrictions, conditions, easements and other matters of record.

with warranty covenants.

WITNESS my hand and seal this 17<sup>th</sup> day of June, 1986.

*Duane Berryhill*  
Duane Berryhill

STATE OF NEW MEXICO     )  
                                  ) ss.  
COUNTY OF MCKINLEY    )

The foregoing instrument was acknowledged before me this 17<sup>th</sup> day of June, 1986, by DUANE BERRYHILL, a widower.

*John W. Apodaca*  
Notary Public

My commission expires:

*March 25, 1989*

#225,319  
STATE OF NEW MEXICO  
COUNTY OF MCKINLEY } ss.  
Filed for record in the Clerk's office.  
the 26<sup>th</sup> day of August  
A. D. 1986 at 5:57 clock P. M.  
and recorded in Book 39 JMT  
of Deeds on page 331-332  
*Blair D. Smith*  
*Clifford S. Smith - Sec.*